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April 11, 2007

2007-135 w/s

**VIA HAND DELIVERY**

Charles L.A. Terreni  
Chief Clerk & Administrator  
Public Service Commission of South Carolina  
101 Executive Center Drive, Suite 100  
Columbia, South Carolina 29210

RECEIVED  
2007 APR 12 AM 11:39  
SC PUBLIC SERVICE COMMISSION

**Re: Application of Wyboo Plantation Utilities, Inc., for Expansion of Service Territory**

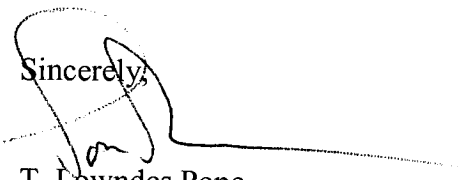
Dear Mr. Terreni:

Enclosed for filing please find the original and eleven (11) copies of the Application of Wyboo Plantation Utilities, Inc., for Expansion of Service Territory. Please return one clocked copy to my courier.

For your convenience I have also enclosed a draft Notice of Filing.

By copy of this letter, I have served the Office of Regulatory Staff with the Application.

Sincerely,

  
T. Lowndes Pope

TLP/sbd  
Enclosures

cc: **(all via hand-delivery)**  
C. Dukes Scott, Executive Director  
Florence B. Belser  
Wendy Cartledge

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SO BUREAU

IN THE MATTER OF:

## APPLICATION

## BACKGROUND

- 1

5. Applicant submits its Application pursuant to 26 S.C. Code Ann. Regs. 103-504 and 103-541 (Supp. 2003). 26 S.C. Code Ann. Regs. 103-504 provides that “no existing public utility supplying sewerage disposal to the public...shall hereafter sell, acquire, transfer, begin the construction or operation of any utility system, or any extension thereof,...without first obtaining from the Commission a certificate that the sale, transfer, or acquisition is in the public interest, or that the public convenience and necessity require or will require construction or operation of any utility system, or extension.”

6. Applicant seeks Commission approval to provide water and sewer service to current customers and to new areas in and around the Wyboo Plantation subdivision. **Exhibit 2** lists the service areas Applicant seeks to include in its service territory. Applicant presently is serving in and around these areas of extension. The map attached as **Exhibit 3** shows the current service territory in green and the service areas Applicant seeks to include in its service territory in red.

7. Existing customers of the Applicant will not be adversely affected by the expansion of the Company’s service area.

8. Applicant believes this Application is in the public’s interest.

9. Whereas the Commission previously has waived Notice and a Hearing on such extensions as part of the public interest, Applicant requests the Commission provide an expedited review and forego a hearing, if in response to the Notice of Filing, there are no Petitions to Intervene, letters of protest, or comments.

10. All communications or inquiries regarding this petition should be directed as set forth below:

- a. Applicant’s Representative  
Mr. Mark S. Wrigley, President

Wyboo Plantation Utility, Inc.  
P.O. Box 2099  
Sumter, SC 29159

- b. Legal Counsel  
T. Lowndes Pope, Esquire  
Riley Pope & Laney, LLC  
P.O. Box 11412  
Columbia, SC 29211  
Phone: 803-799-9993  
Fax: 803-239-1414  
Lpope@rplfirm.com

WHEREFORE, Wyboo Plantation Utilities, Inc., prays for an order of this Commission granting its Application to expand its service territory as set out herein.

RILEY POPE & LANEY, LLC

By: 

T. Lowndes Pope  
P.O. Box 11412  
Columbia, SC 29211  
lpope@rplfirm.com



**Areas to be included in Wyboo Plantation Utilities, Inc.'s  
Service Territory**

- 1. Creekside**
- 2. White Oak Pointe**
- 3. White Oak Landing**
- 4. Wyboo Gulf Club**
- 5. Clubway Commons Phase I**
- 6. All of Deer Creek**
- 7. Mill Creek**



**NOTICE OF FILING**

**WYBOO PLANTATION UTILITIES, INC. APPLICATION FOR**

**EXPANSION OF SERVICE AREA**

Wyboo Plantation Utilities, Inc. has filed an Application requesting Commission approval to expand its existing service area. The Application was filed pursuant to 26 S.C. Regs. 103-504 (Supp. 2003) AND 26 S.C. Regs. 103-541 (Supp. 2003). The Company requests that it be allowed to provide service pursuant to the terms, conditions, rates and charges set forth in its existing rate schedule, and as may be changed from time to time as a result of any proceedings that might be brought before the Commission by Applicant.

A copy of the Application is on file in the offices of the Public Service Commission of South Carolina, 101 Executive Center Drive, Columbia, South Carolina 29210, the Commission's web site at [www.psc.sc.gov](http://www.psc.sc.gov), and is available from T. Lowndes Pope, Esquire, of Riley Pope & Laney, LLC, Post Office Box 11412, Columbia, South Carolina 29211.

A public hearing, if scheduled, will be held in Columbia, South Carolina, in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing, if scheduled, will be furnished to all interested parties at a later date.

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify, in writing, the Docketing Department at the address below, the Office of Regulatory Staff at Post Office Box 11263, Columbia, South Carolina 29211, and T. Lowndes Pope, Esquire, at the above address, on or before \_\_\_\_\_. *Please refer to Docket No. \_\_\_\_\_.*

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure, on or before \_\_\_\_\_, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. *Please refer to Docket No. \_\_\_\_\_.*

Any person who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department in writing at the address below on or before \_\_\_\_\_. *Please refer to Docket No. \_\_\_\_\_.*

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina  
Attn: Docketing Department  
Post Office Drawer 11649  
Columbia, South Carolina 29211

06APR07

FILED  
APR 11 2007  
AM 11:29  
CLERK  
PUBLIC SERVICE COMMISSION  
COLUMBIA, SC

**BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA**

**Docket No.:** \_\_\_\_\_

IN THE MATTER OF:

Wyboo Plantation Utilities, Inc.'s  
Application for Extension of Service  
Area

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**CERTIFICATE OF SERVICE**

This is to certify that I, Suzie B. Davis, an employee in the law firm of Riley Pope & Laney, LLC, attorneys for the Defendants, have this day caused to be served upon the person named below the foregoing APPLICATION in the above captioned matter by placing a copy of same in the United States mail, addressed as follows:

C. Dukes Scott  
Executive Director  
Office of Regulatory Staff  
1441 Main Street, Suite 300  
Columbia, South Carolina 29201

Florence B. Belser  
Office of Regulatory Staff  
1441 Main Street, Suite 300  
Columbia, South Carolina 29201

Wendy Cartledge  
Office of Regulatory Staff  
1441 Main Street, Suite 300  
Columbia, South Carolina 29201

  
Suzie B. Davis

April 12, 2007

SC FLD 12 APR 12 AM 11:39  
DOCKETED